

DIST/OFFICE	DOCKET YR.	NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	NUMBER
1085/4	75	0076	02 20 75	4	190	2	14				8509		75	0076-B

PLAINTIFFS

DEFENDANTS

SIDNEY I. SHUPACK (Formerly  
Chupack)

MERRILL LYNCH, PIERCE, FENNER  
& SMITH, INC., a Corporation,  
and Peter R. Ehrlich, Carl A.  
Antennucci, Thomas G. White,  
Herbert S. Ruben, and Richard  
B. Mayer, Trustees of the  
Deferred Profit Sharing Plan  
for Employees of Merrill Lynch,  
Pierce, Fenner & Smith, Inc.

CAUSE

Removal - Suit by employee for a disbursement from Employee Profit Sharing  
Plan and for an accounting of all amounts allocated to him as a  
participant of the Plan.

ATTORNEYS

James M. Sturdivant  
2010 Fourth Natl. Bank Bldg.  
Tulsa, OK 74119  
582-9201

John S. Athens (Peter R. Ehrlich,  
Gary H. Baker "Merrill Lynch")  
2400 First Natl. Tower  
Tulsa, OK 74103  
560-5711

☐ CHECK  
HERE  
IF CASE WAS  
FILED IN  
FORMA  
PAUPERIS

FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD

DATE MAILED

JS-5

03-01-75

JS-6

8-1-75

DATE	NR.	PROCEEDINGS
2-20-75	1	Petition for removal, filed w/ copy of complaint.k <i>Only Merrill Lynch et al. have been served</i>
2-20-75	2	Bond on removal in amt. of \$500.00 (Aetna Casualty & Surety Co.), filed.k
2-20-75	3	Notice of filing of pet. & bond on removal by defts., filed.k
2-20-75	4.	Acknowledgment of the Clerk of Dist. Court in & for Tulsa Co., OK, etc., filed. v
2-25-75	5.	Motion to dismiss complaint against deft. Peter R. Ehrlich, Trustee, filed.k
2-25-75	6	Memorandum in support of the mot. to dismiss the compl. against Peter R. Ehrlich, Trustee, filed.k
2-25-75	7	Motion to dismiss claims against deft. Merrill Lynch, Pierce, Fenner, & Smith, Inc., filed.k
2-25-75	8	Memorandum in support of mot. to dismiss claims against deft. Merrill Lynch, Pierce, Fenner & Smith, Inc., filed.k
2-25-75	9	Motion of deft. "Merrill Lynch" to stay all proceedings pending arbitration, filed.k
2-25-75	10	Memo. in support of mot. to stay proceedings, filed.k
2-25-75	MO	It is ordered by the Court that pltf. is hereby granted 10 days to respond to deft. Ehrlich's mot. to dismiss compl, deft. "Merrill Lynch"s Motion to dismiss claims, & deft. "Merrill Lynch"s mot. to stay all proceedings pending arbitration. (AEB-J)k cps mld
3-10-75	11.	MEMO. BRIEF in Opposition to Deft's Mtn. to Stay All Proceedings Pending Arbitration, filed.jj
3-10-75	12.	PLTF"s MEMO. BRIEF in Response to Mtn. to Dismiss Complaint against Deft., Peter R. Ehrlich, Trustee, filed.jj
3-10-75	13.	MEMO. BRIEF in Opposition to Mtn. to Dismiss Claims against Deft. Merrill Lynch, Pierce, Fenner & Smith, Inc., filed.jj
3-10-75	14.	PLtf's MOTion to Remand, filed.jj
3-10-75	15.	MEMO. BRIEF in Support of Motion to Remand, filed.jj
3-10-75		MO: Ordered by the Court that deft. is granted 10 days from this date to respond to Pltf's Mtn. to Remand.(AEB-J)jj
3-11-75	16.	Suppl. to mot. to dismiss compl. against deft., Peter R. Ehrlich, Trustee, fld. v
3-19-75	MO	Case referred to Mag. Bradford for hrg/rec re pending mots. (AEB-J)k
3-19-75	17.	Plf's First Interrogatories to the Trustees of the Merrill Lynch, Pierce, Fenner & Smith, Inc. Profit Sharing Plan, filed. mm
3-21-75	18.	Memo. in opposition to pltf's motion to remand, filed. lm
3-26-75	19.	Supplement to mo/stay all proceedings pending arbitration, filed. hm
3-26-75	20.	Deft's reply brief relating to mo/stay all proceedings pending arbitration, filed. hm
3-26-75	21.	Reply brief in support of mo/dismiss the complaint against Peter R. Ehrlich, Trustee, filed. hm
3-27-75	22.	Pltf'd Affidavit, filed. mm
4-2-75	23.	Pltf's Reply Brief on Motion to Remand, filed. lm

## D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Note
4-21-75 <sup>24</sup>	Special appearance & motion to quash Pltf's interrogatories, filed. b	
4-21-75	25. Memorandum in support of Deft's special appearance & motion to quash Pltf's interrogatories, filed. b	
4-22-75	MO: It is ordered by the Court that the Pltf. file a responsive brief within 10 days to the motion to quash Defts' motion to quash pltf's interrogatories.(AEB-J)b ltr mld	
5-1-75	26. Mem. brief of pltf. to def. brief re mo/quash interrogatories, filed. rm	
<del>4-30</del> 75	Case called for hearing Defts motions, & Pltf's motion to remand. By agreement of the parties, hearing on motions passed to next docket.(MLB-Mag) b	
5-12-75	27. Deft's. Memo. in Response to Pltf's Reply Brief on Mtn. to Remand, filed.jj	
6-11-75	Case called for hearing on motions before Magistrate. Case stricken at the request of attys.. Pending settlement-if not settled, case will be reset on next motion docket. (MLB-USMag)v	
7-9-75	28. Stipulation for Dismissal, filed. mm and entered	
7-9-75	29. Order of Dismissal with Prejudice, filed/. (AEB-J) mm cps mld	

DATE	PROCEEDINGS	Date Order or Judgment Noted